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5 Attorneys for Plaintiff, LITTLE WHITE DOVE,  
6 LLC

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9 **IN THE UNITED STATES DISTRICT COURT**  
10 **FOR THE DISTRICT OF ALASKA**

11 IN THE MATTER OF THE COMPLAINT OF  
12 LITTLE WHITE DOVE, LLC, an Alaska  
13 Limited Liability Company, Owner of the F/V  
14 LITTLE WHITE DOVE, Official No. 607001,  
for exoneration from or limitation of liability,

15 Plaintiff.

IN ADMIRALITY

16 Case No. 3:05-CV-0067-JWS

17 **SUR REPLY TO CONDITIONAL OPPOSITION TO**  
**MOTION TO EXTEND DISCOVERY**

18 Petitioner objects to Claimant's new request to entirely vacate the pretrial order in this  
19 case. Pretrial deadlines including preliminary and final witness lists, and the naming of experts  
20 and disclosure of expert reports expired long ago. The parties have had sufficient time to name  
21 witnesses and experts in the matter. The only reason for the extension of discovery was to  
22 accommodate the appearance of new counsel in the case and the interim issues on the 9<sup>th</sup>  
23 Circuit appeal with the parties' prior belief that the case was stayed. Deadlines which expired

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2 long before these issues arose, and before the appearance of new counsel in the case should not  
3 be extended.

4 Claimants and Petitioner were fully represented by counsel at the time prior deadlines  
5 occurred and provided their information. Thus, neither party is prejudiced by the expiration of  
6 pretrial deadlines before substitution of new counsel and filing of the appeal. The remaining  
7 deadlines occurring after appearance of counsel and the appeal were the Close of Discovery,  
8 Discovery Motions and Dispositive Motions and Motions in Limine. Petitioner's respectfully  
9 request an extension of these matters so that the case can be timely heard.

10 DATED this 3<sup>rd</sup> day of October 2006 at Anchorage, Alaska.

11 FARLEY & GRAVES, P. C.

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2        **CERTIFICATE OF SERVICE**  
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4        Pursuant to Civil Rule 5, I hereby certify that on this  
5        \_\_\_\_\_3rd\_\_\_\_\_ day of October 2006, I caused a true and correct  
6        copy of the Sur Reply to Conditional Opposition to Motion to  
7        Extend Discovery to be served electronically on the following  
8        person(s):  
9

10        Charles W. Ray, Jr., Esq.  
11        Law Offices of Charles W. Ray, Jr., P.C.  
12        711 H Street, Suite 310  
13        Anchorage, AK 99501  
14

15        By: s/Cheryl L. Graves  
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